

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

JAMES THULL,

Appellant,
v.

WELLS FARGO BANK, NA,

Appellee.

ORDER

Case No. 17-cv-390-jdp

Appellant James Thull has filed a notice of appeal of an order of the Bankruptcy Court, and has filed a motion to waive the \$298 fee at the Bankruptcy Court for filing this appeal. However, appellant will be required to complete the enclosed petition and affidavit to determine whether appellant qualifies as indigent. If appellant does not submit this affidavit by June 14, 2017, this case will be dismissed without further notice.

ORDER

IT IS ORDERED that appellant James Thull may have until June 14, 2017, in which to submit a completed affidavit of indigency. Appellant is advised that, upon failure to comply as directed or failure show cause, the court will assume that appellant does not wish to proceed and this case will be dismissed.

Entered this 23rd day of May, 2017.

BY THE COURT:

/s/
PETER OPPENEER
Magistrate Judge

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

JAMES THULL,

Appellant,
v.

Case No. 17-cv-390-jdp

WELLS FARGO BANK, NA,

Appellee.

**NON-PRISONER REQUEST TO PROCEED IN DISTRICT COURT
WITHOUT PREPAYING THE FILING FEE**

Answer the following questions to the best of your ability.

Note: If you do not tell the truth, the court may dismiss your lawsuit.

I. Personal Information

- 1) Are you employed? ☐ Yes ☐ No
- 2) Are you married? ☐ Yes ☐ No
If "Yes," is your spouse employed? ☐ Yes ☐ No
- 3) Do you have any dependents that you are responsible for supporting?
☐ Yes ☐ No
If "Yes," list them below:

<u>Name or initials (for minor children only)</u>	<u>Relationship to You</u>	<u>Age</u>	<u>Amount of Support Provided per Month</u>
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

II. Income - If you are married, your answers ***must include your spouse's income.***
(When calculating income, include any wages, salary, rent, child support, public assistance, unemployment compensation, disability payments, life insurance payments, pensions, annuities, workers' compensation, stock dividends and interest, gifts and inheritance, or other money you receive from any source.)

1) State your total *monthly* wages or salary? \$ _____

2) Provide the name and address of your employer(s):

3) State your spouse's total *monthly* wages or salary? \$ _____

State the amount of money you have received from any other source in the last twelve months, such as the sources listed above. Please attach an additional sheet if necessary.

Source of income

Amount

_____ \$ _____

_____ \$ _____

III. Expenses - If you are married or have dependents, ***your expenses should also include your household's expenses.***

(When calculating household expenses, you may include groceries, clothing, medical costs, utilities that are not included in your rental payments, transportation, and insurance.)

1) Identify the following amounts that you pay per month:

☐ Rent or ☐ Mortgage \$ _____

Car payment(s) \$ _____

Alimony or court-ordered child support \$ _____

Credit card payment(s) \$ _____

- 2) Do you have any other *monthly* expenses that you have not already listed?
☐ Yes ☐ No

If “Yes,” list them below:

<u>Expense</u>	<u>Amount</u>
_____	\$ _____
_____	\$ _____
_____	\$ _____

- 3) What are your total *monthly* expenses? \$ _____

IV. Property - If you are married, your answers must *include your spouse's property*.

- 1) Do you own a car? ☐ Yes ☐ No If “Yes,” list car(s) below:

<u>Make and Model</u>	<u>Year</u>	<u>Approximate Current Value</u>
_____	_____	\$ _____
_____	_____	\$ _____

- 2) Do you own your home(s)? ☐ Yes ☐ No

If “Yes,” state the approximate value(s). \$ _____

What is the amount of equity (assessed value of residence minus outstanding mortgage balance) in the home(s)? \$ _____

- 3) Do you have any cash or checking, savings, or other similar accounts?
☐ Yes ☐ No

If “Yes,” state the total of such sums. \$ _____

- 4) Do you own any other property of value, such as real estate, stocks, bonds, trusts, or individual retirement accounts (e.g., IRA, 401 k), artwork or jewelry?

☐ Yes ☐ No

If “Yes,” describe the property and the approximate value(s).

- V. **Other Circumstances** - Describe any other financial circumstance(s) that you would like the court to consider when reviewing this petition.

I, _____, declare that I am the plaintiff bringing this complaint. I declare that I am unable to prepay the fee and that I am entitled to the relief sought in the complaint.

Date

Signature - Signed Under Penalty of Perjury